

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO on the)
relation of State Engineer,)
Plaintiff,) 69cv07941-BB-ACE
RIO CHAMA STREAM SYSTEM
-v-)
ROMAN ARAGON et al.,) Sections 3, 5, and 7
Defendants.)

)

ORDER SETTING STATUS CONFERENCE

Pursuant to the Fed. R. Civ. P. 53 and the Third Administrative Order Setting Status Conferences, entered by the Special Master August 17, 2006 (Docket No. 8362), a general status conference is hereby set for Monday, November 6, 2006, at 10:00 a.m. in the Small Courtroom, United States District Court, 130 Federal Place, Santa Fe, New Mexico, on the following matters:

1. The general status of the adjudication of Sections 3, 5, and 7.
2. The status of the determination of irrigation water requirements in Section 5, and a proposed schedule for amending or supplementing the Scheduling Order on Irrigation Water Requirements entered February 15, 2005 (No. 7761).
3. The status of the proceedings on the seven Rito de Tierra Amarilla disputed subfiles:
 - a. CHTA-001-0001 John M. Sena
9709 Rio Grande NW
Albuquerque, NM 87114
 - Frank C. Sena
59 County Rd. #84
Santa Fe, NM 87506

- b. CHTA-001-0002 Agripina G. Salazar
Victor Salazar, Sr.
P.O. Box 324
Tierra Amarilla, NM 87575
- c. CHTA-001-0003 Adan Garcia, Jr.
P.O. Box 1284
Española, NM 87532
- Leroy Garcia
P.O. Box 4416
Fairview, NM 87533
- Armando Garcia
P.O. Box 4236
Fairview, NM 87533
- Samuel Garcia
1200 Calle Sombra
Española, NM 87532
- Miguel Garcia
c/o Mike Martinez
P.O. Box 216
Alcalde, NM 87511
- Pamela Manzanares
P.O. Box 1228
Española, NM 875320
- Donna Garcia
P.O. Box 2056
Española, NM 87532
- Viola Chavez
P.O. Box 1385
Española, NM 87532
- Joan Garcia
3700 Aspen NE, Apt. 3R
Albuquerque, NM 87110

d.	CTA-002-0001	Ellis Gordan Schlegel P.O. Box 309 Tierra Amarilla, NM 87575
e.	CTA-002-0002	Acencion Labrier HC 75 Box 24 Tierra Amarilla, NM 87575
f.	CTA-002-0003 CTA-003-0001	Estate of Carlota L. Martinez c/o Frank A. Martinez 346 Forest Road 314 Jemez Springs, NM 87025

Counsel for the State of New Mexico, ex rel. State Engineer shall be prepared with proposed amendments to the December 15, 2005, Scheduling Order (No. 8013) and the May 16, 2006, stay of proceedings (No. 8283). **The Defendants listed above are encouraged to attend this status conference, but in any event will be notified of all future scheduling changes.**

4. Proposed proceedings for water allocation customs in Section 4, El Rito.
5. Proposed proceedings for federal non-Indian water right claims; *see* the June 23, 2006, Status Report for Federal Non-Indian Water Right Claims (No. 8299).
6. Counsel involved with Treaty of Guadalupe Hidalgo issues shall be prepared with a brief status report outlining their recommendations for handling, over the next several years, the matters implicated by the Statement of Issues filed June 1, 2006 (No. 8290).
7. Any other matters, and items which should be included in the next status conference.

Following the discussion of the items above, Karla Bruner, the Court's Data Manager, will meet with Mr. Newville and any other interested party to discuss matters having to do with the Office of the State Engineer's file numbers in Section 5, as well as subfile numbering and ditch agreements in Section 1.

IT IS SO ORDERED.

Vivien L. Gabin
SPECIAL MASTER